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 ATTN: MAIL STOP ISSUE FEE  
 PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Yang, Shumin  
 McCall, Catherine A.  
 Weber, Eric R.

Serial No.: 10/787,382

Filed: February 24, 2004

Atty. File No.: 1M-2-C1-C1-1

For: "CANINE IL-5 NUCLEIC ACID  
 MOLECULES"

) Group Art Unit: 1633

) Examiner: Kanthal, Sunmesh

FREE TRANSMITTAL AND  
 REQUEST FOR CORRECTION

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS  
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 DAY OF OCTOBER 2006.

HESKA CORPORATION  
 By: *Susan A. Gordon*  
 Susan A. Gordon

Mail Stop ISSUE FEE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450

Dear Sir:

Applicants submit herewith the "Part B - Fee(s) Transmittal" (Form PTO1-85).  
 Applicants claim small entity and authorize the fee of \$1015 (issue fee, \$700; publication  
 fee, \$300; 5 advance order copies, \$15) be charged to Deposit Account 081930.

Applicants note that the title on Form PTO1-85 is in error, specifically the word  
 "CANNINE". Applicants request the title be corrected to read as follows:

--CANINE IL-5 NUCLEIC ACID MOLECULES--

Applicants enclose a copy of their Amendment and Response filed January 31, 2005, wherein the  
 title was amended; and a copy of the Final Office Action, dated April 20, 2005, which  
 acknowledged Applicants' amendment of the title.

Respectfully submitted,

Dated: October 20, 2006

By: *Richard J. Stein*  
 Richard J. Stein, Ph.D.  
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JAN-23-2007 TUE 10:58 AM HESKA CORP IP DEPT

FAX NO. 9706193011

P. 03

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE  
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26049 7598 09/21/2006

HESKA CORPORATION  
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3760 ROCKY MOUNTAIN AVE  
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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Susan Gordon	(Depository name)
Susan Gordon	(Signature)
October 20, 2006	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/787,382	02/21/2004	Shumin Yang	IM-2-CL CI-1	5307

TITLE OF INVENTION: CANINE 5' NUCLEAR ACID MOLECULES

CANINE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PRV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$0	\$1000	10/23/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
KAUSHAL, SUMESH	1633	415-069100

1. Change of correspondence address; or indication of "Fee Address" (37 CFR 1.36(b)).	2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having, as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.	1. <u>HESKA CORPORATION</u>
<input type="checkbox"/> Change of correspondence address (or Change of Correspondence Address) (see PTO/SB/123) attached.		2. _____
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## 3. ASSIGNEE NAME AND RESIDENCIAL DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

## (A) NAME OF ASSIGNEE

HESKA CORPORATION

## (B) RESIDENCE: (CITY AND STATE OR COUNTRY)

LOVELAND, COLORADO

Please check the appropriate licensee category or categories (will not be printed on the patent):  Individual.  Corporation or other private group entity  Government

4a. The following fee(s) are submitted:

 Issue Fee(\$700) Publication fee (No small entity discount permitted) (\$300) Advance Order - # of Copies 5 (\$15)

4b. Payment of Fee(s): (Please first supply any previously paid issue fee shown above)

 A check is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number DA 081930. (enclose an extra copy of this form).

## 5. Change in Entity Status (from status indicated above)

 a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.7(e)(2).

NOTE: The issue fee and publication fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature: Richard J. SternDate: October 20, 2006Typed or printed name: Richard J. Stern, Ph.D.Registration No. 50,668

This collection of information is required by 37 CFR 1.11. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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10/25/2006	00000142	1	1504	\$300.00	10/24/2006	DA 081930 MMF:RCE
10/25/2006	00000143	1	8001	\$15.00	10/24/2006	DA 081930